



07 NOV 2005

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In re Application of
BOUILLOUX-LAFONT et al.
U.S. Application No.: 10/511,772
PCT No.: PCT/EP03/50120
Int. Filing Date: 22 April 2003
Priority Date: 23 April 2002
Attorney Docket No.: 11345/049001
For: CHAT FOR TELEVISION NETWORK

DECISION ON PETITION
UNDER 37 CFR 1.47(a)

This decision is in response to applicants' "Renewed Petition under 37 CFR 1.47(a)" filed 12 October 2006 to accept the application without the signature of joint-inventors, Helene Bouilloux-Lafont, Issam Aglan, and Herve Lamaitre.

BACKGROUND

On 22 April 2003, applicants filed international application PCT/EP03/50120 which claimed a priority date of 23 April 2002. Pursuant to 37 CFR 1.495, the deadline for payment of the basic national fee in the United States was to expire 30 months from the priority date, 23 October 2004.

On 19 October 2004, applicants filed a transmittal letter for entry into the national stage in the United States, which accompanied by, inter alia: the requisite basic national fee as required by 35 U.S.C. 371(c)(1); a copy of the international application; and an application data sheet.

On 06 April 2005, the United States Designated/Elected Office (DO/EO/US) mailed a Notification of Missing Requirements (Form PCT/DO/EO/905) requiring an oath or declaration. The notification set a two-month time limit in which to respond.

On 07 November 2005, applicants filed a Petition under 37 CFR 1.47(a) and a five-month extension of time. In a decision dated 21 December 2005, applicants' petition under 37 CFR 1.47(a) was dismissed without prejudice.

On 03 February 2006, applicants filed a renewed petition under 37 CFR 1.47(a). In a decision dated 28 February 2006, applicants' renewed petition under 37 CFR 1.47(a) was dismissed without prejudice.

On 27 April 2006, applicants filed a renewed petition under 37 CFR 1.47(a). In a decision dated 12 July 2006, applicants' renewed petition under 37 CFR 1.47(a) was

dismissed without prejudice.

On 12 October 2006, applicants filed a renewed petition under 37 CFR 1.47(a).

DISCUSSION

A petition under 37 CFR 1.47(a) must be accompanied by: (1) the fee under 37 CFR 1.17(h), (2) factual proof that the missing joint inventor refuses to execute the application or cannot be reached after diligent effort, (3) a statement of the last known address of the missing inventor, and (4) an oath or declaration by each 37 CFR 1.47(a) applicant on his or her own behalf and behalf of the nonsigning joint inventor. Items (1), (3) and (4) have been satisfied.

A review of the present petition and the accompanying papers reveal that applicants have satisfied item (2), in that the applicants have shown that a bona fide attempt was made to present the application papers, including the specification, claims, and drawings to Helene Bouilloux-Lafont, Issam Aglan, and Herve Lamaitre. The steps are sufficient to show that Helene Bouilloux-Lafont, Issam Aglan, and Herve Lamaitre have refused to execute the application.

Accordingly, it is appropriate to accord the national stage application status under 37 CFR 1.47(a).

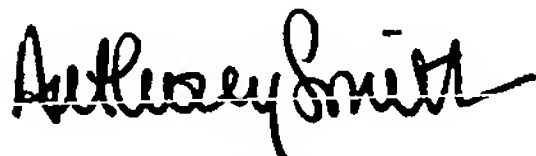
CONCLUSION

The renewed petition under 37 CFR 1.47(a) is GRANTED.

As provided in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the nonsigning inventor at his last known address of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being returned to the United States Designated/Elected Office for processing in accordance with this decision.



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For: CHAT FOR TELEVISION NETWORK

Dear Helene Bouilloux-Lafont:

You are named as an inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(b) and 35 U.S.C. 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

A handwritten signature in cursive script, appearing to read "Anthony Smith", is located above the typed name.

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Priority Date: 23 April 2002
Attorney Docket No.: 11345/049001
For: CHAT FOR TELEVISION NETWORK

Dear Herve Lemaitre:

You are named as an inventor in the above identified United States patent application, filed under the provisions of 37 CFR 1.47(b) and 35 U.S.C. 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you care to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

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